

**MIDLAND CITY COUNCIL
MINUTES
September 27, 2016**

BRIEFING SESSION

The City Council convened in a Briefing Session in the basement conference room, City Hall, Midland, Texas, at ____ a.m. on September 27, 2016.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem J.Ross Lacy (District 4), Council Member Scott Dufford (At-Large), Council Member Spencer Robnett (At-Large), Council Member Jeff Sparks (District 1), Council Member John B. Love III (District 2), and Council Member Sharla Hotchkiss (District 3).

Council Members absent: None.

Staff members present: City Manager Courtney Sharp, City Attorney John Ohnemiller, Deputy City Manager Tommy Hudson, Assistant City Manager Frank Salvato, City Secretary Amy Turner, Police Chief Price Robinson, Fire Chief Robert Isbell, Utilities Director Laura Wilson, Administrative Services Director Catherine Clifton, Finance Director Pam Simecka, Development Services Director Charles Harrington, Community Services Director Tina Jauz, Engineering Services Director Jose Ortiz, Director of Airports Justine Ruff, General Services Director Fred Reyes, Planning Division Manager Jessica Carpenter, Building Official Steve Thorpe, and Public Information Officer Sara Bustilloz.

The foregoing agenda items were discussed by the City Council with no formal action taken. The Briefing Session was adjourned at ____ a.m.

REGULAR SESSION

The City Council convened in regular session in the Council Chamber, City Hall, Midland, Texas, at ____ a.m., September 27, 2016.

Council Members present: Mayor Jerry F. Morales, Mayor Pro Tem J.Ross Lacy (District 4), Council Member Scott Dufford (At-Large), Council Member Spencer Robnett (At-Large), Council Member Jeff Sparks (District 1), Council Member John B. Love III (District 2), and Council Member Sharla Hotchkiss (District 3).

Staff members present at the annex table: City Manager Courtney Sharp, City Attorney John Ohnemiller, Deputy City Manager Tommy Hudson, and Assistant City Manager Frank Salvato.

The Agenda Items were heard in the following order:

OPENING ITEMS

cto 10:05

1. Invocation - Monsignor Larry Droll, Saint Ann's Catholic Church
2. Pledge of Allegiance

PRESENTATIONS

1 hotchkiss presented

Plnk the b sin presented M yor with tie.

Debbie Burgon 6 yr survivor remind oct is bre st c ncer w reness. r ise money with luncheon.

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:
 - a. Presentation of Proclamation for National Business Women's Week
 - b. Presentation of proclamation for Rock Hounds Day

CONSENT AGENDA

Council Member Lacy moved to approve Consent Agenda items 4 - 25 excluding 24; seconded by Council Member Dufford.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

4. Approved a motion approving the following minutes:
 - a. Regular meeting of September 13, 2016.
5. Approved a resolution awarding the project described as Rehabilitate Runways 10/28, 16R/34L and Taxiways at Midland International Air & Space Port to Maxwell Asphalt, Inc. of Salt Lake City, UT, and appropriate the necessary funds. (AIRPORTS)

RESOLUTION NO. 2016 - 289

RESOLUTION AUTHORIZING THE EXECUTION OF A CONTRACT WITH MAXWELL ASPHALT, INC., OF SALT LAKE CITY, UTAH, FOR THE REHABILITATE RUNWAY 10/28, 16R/34L AND TAXIWAYS PROJECT (700203-505) AT MIDLAND INTERNATIONAL AIR & SPACE PORT AT A TOTAL COST OF \$2,272,152.50; AND APPROPRIATING FUNDS FOR SAID PROJECT

6. Approved a resolution authorizing the execution of a 2017 Routine Airport Maintenance Program (RAMP) Agreement between the City of Midland, Texas and Texas Department of Transportation (TXDOT). (AIRPORTS)

RESOLUTION NO. 2016 - 290

RESOLUTION AUTHORIZING THE EXECUTION OF A 2017 ROUTINE AIRPORT

MAINTENANCE PROGRAM AGREEMENT BETWEEN THE CITY OF MIDLAND, TEXAS, AND THE TEXAS DEPARTMENT OF TRANSPORTATION TO PROVIDE AN AUTOMATED WEATHER OBSERVING SYSTEM AT MIDLAND AIRPARK

7. Approved a resolution authorizing the Department of Airports to reimburse the Federal Aviation Administration (FAA) the amount of \$23,845 for funds spent on the MAF Access Control System and Cable Upgrade at MAF. (AIRPORTS)

RESOLUTION NO. 2016 - 291

RESOLUTION AUTHORIZING THE DEPARTMENT OF AIRPORTS TO REIMBURSE THE AIRPORT PASSENGER FACILITY CHARGE FUND (501) IN THE AMOUNT OF \$23,845.00 FOR FUNDS SPENT ON THE MAF ACCESS CONTROL SYSTEM AND CABLE UPGRADE PROJECT; AUTHORIZING THE EXECUTION OF MAF PASSENGER FACILITY CHARGE APPLICATION 8; AND APPROPRIATING FUNDS

8. Approved a motion approving a contract with Midland Tennis Center DBA Bush Tennis Center in the amount of \$25,000.00 to promote tennis activities in the City of Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
9. Approved a motion approving a contract with George W. Bush Childhood Home, Inc. in the amount of \$15,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
10. Approved a motion approving a contract with Midland Chamber of Commerce for the management of the Midland Center in the amount of \$484,896.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
11. Approved a motion approving a contract with Midland Chamber of Commerce in the amount of \$1,638,668.00 to promote tourism, convention, and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
12. Approved a motion approving a contract with Midland College (Athletic Department) in the amount of \$20,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
13. Approved a motion approving a contract with Midland Community Theatre in the amount of \$20,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
14. Approved a motion approving a contract with Midland County Fair in the amount of \$25,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)

15. Approved a motion approving a contract with Midland County Public Library Foundation in the amount of \$30,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)

Council Member Lacy moved to approve Consent Agenda items 4 - 25 excluding 24; seconded by Council Member Dufford.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

16. Approved a motion approving a contract with Midland Softball Association in the amount of \$139,900.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
17. Approved a motion approving a contract with Midland Athletic Association, Inc. DBA Tournament of Champions in the amount of \$20,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
18. Approved a motion approving a contract with West Texas Kennel Club in the amount of \$8,000.00 to promote tourism and the hotel industry in Midland from funds available and as approved in the Fiscal Year 2016-2017 Budget (Hotel-Motel Fund/Non Departmental). (CITY SECRETARY'S OFFICE)
19. Approved a resolution authorizing the execution of a Professional Services Agreement between the City of Midland, Texas, and Midland Sports, Incorporated, in the amount of \$98,000, for professional marketing, promotion, and management services at the Scharbauer Sports Complex. (COMMUNITY SERVICES)

RESOLUTION NO. 2016 - 292

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF MIDLAND, TEXAS, AND MIDLAND SPORTS, INCORPORATED, IN THE AMOUNT OF \$98,000.00, FOR PROFESSIONAL MARKETING, PROMOTION, AND MANAGEMENT SERVICES AT THE SCHARBAUER SPORTS COMPLEX

20. Approved a resolution authorizing the execution of a Professional Services Agreement between the City of Midland, Texas, and Parkhill, Smith and Cooper, in the amount of \$33,300.00, to prepare the construction plans, specifications, and estimates, oversee the bidding process, provide construction oversight, and provide for reimbursables such as a survey and ADA inspection, for the development of concrete paving, ADA access, and curbing at the Bill Williams Softball Complex; and allocating funds for this project available in the 2016 budget (090690-56187) in the amount of \$230,824.00, to project number 900223-091. (COMMUNITY SERVICES)

RESOLUTION NO. 2016 - 293

RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH PARKHILL, SMITH & COOPER, INC., IN AN AMOUNT NOT TO EXCEED \$33,300.00, FOR ENGINEERING SERVICES IN CONNECTION WITH THE

BILL WILLIAMS PAVING PROJECT; SAID AGREEMENT SHALL PROVIDE FOR THE DEVELOPMENT OF CONCRETE PAVING, ADA ACCESS, AND CURBING AT THE BILL WILLIAMS SOFTBALL COMPLEX; AND ALLOCATING FUNDS FOR SAID PROJECT

21. Approved a resolution authorizing the execution of a Public Improvement Development Agreement between the City of Midland and Los Conchos Ventures LLC in the amount of \$547,531 for the purpose of constructing drainage & utility improvements to serve Greathouse Addition Section 7; and appropriating funds therefor; said agreement being authorized by Section 395.081 of the Texas Local Government Code. (ENGINEERING SERVICES)

RESOLUTION NO. 2016 - 294

RESOLUTION AUTHORIZING THE EXECUTION OF A PUBLIC IMPROVEMENT DEVELOPMENT AGREEMENT WITH LOS CONCHOS VENTURES, LLC IN AN AMOUNT NOT TO EXCEED \$547,531.00 FOR DEVELOPMENT OF GREATHOUSE ADDITION, SECTION 7, PHASE 2, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED BETWEEN HOLIDAY HILL ROAD AND ORIOLE DRIVE AND BETWEEN MOCKINGBIRD LANE AND HILLTOP DRIVE); AND APPROPRIATING AND ALLOCATING FUNDS IN THE AMOUNT OF \$585,000.00; SAID AGREEMENT BEING AUTHORIZED BY SECTION 395.081 OF THE TEXAS LOCAL GOVERNMENT CODE

22. Approved a resolution accepting a Roadway Easement between the City of Midland and Gerardo Garcia, located in the general vicinity of North County Road 1130 and East County Road 60, for the purpose of dedicating 0.22-acres as a roadway easement to the public. (ENGINEERING SERVICES)

RESOLUTION NO. 2016 - 295

RESOLUTION AUTHORIZING THE ACCEPTANCE OF A 0.22-ACRE ROADWAY EASEMENT LOCATED IN SECTION 22, BLOCK 38, T-1-S, T&P RR CO. SURVEY, MIDLAND COUNTY, TEXAS; AND ORDERING RECORDATION BY THE CITY SECRETARY

23. Approved a resolution authorizing and executing a Right-of-Way License between the City of Midland and MRC Permian, said Right-of-Way License is for entering the City of Midland's property for the purpose of placing, installing, constructing, operating, repairing, maintaining and removing one (1) oil flowline, not to exceed seven (7) inches in diameter, and one (1) gas lift return line, not to exceed three (3) inches in diameter, and related facilities; to have the right to ingress and egress at convenient points for such purpose; all facilities are located on City of Midland property, Section 18 Block C-24, Loving County, Texas, Sections 1 and 2, Block C-24, and Section 24, Block C-23, Winkler County Texas. (ENGINEERING SERVICES)

RESOLUTION NO. 2016 - 296

RESOLUTION AUTHORIZING THE EXECUTION OF A LICENSE AGREEMENT BETWEEN THE CITY OF MIDLAND AND MRC PERMIAN COMPANY REGARDING CITY-OWNED PROPERTY DESCRIBED AS SECTION 18, BLOCK C-24, P.S.L. SURVEY, A-1030, LOVING COUNTY, TEXAS, SECTION 1, BLOCK C-24, P.S.L.

SURVEY, A-1395, WINKLER COUNTY, TEXAS, SECTION 2, BLOCK C-24, P.S.L SURVEY, A-1396, WINKLER COUNTY, TEXAS, AND SECTION 24, BLOCK C-23, P.S.L. SURVEY, A-1393, WINKLER COUNTY, TEXAS

25. Approved a resolution to accept and appropriate funds awarded through the FY2017 Edward Byrne Memorial Justice Assistance Grant Program by the Office of the Governor of Texas Criminal Justice Division. (POLICE)

RESOLUTION NO. 2016 - 297

RESOLUTION ACCEPTING A GRANT IN THE AMOUNT OF \$15,790.00 FROM THE FISCAL YEAR 2017 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT PROGRAM PROVIDED BY THE GOVERNOR'S OFFICE; SAID GRANT FUNDS WILL BE USED TO PURCHASE TWO (2) SPEED RADAR TRAILERS TO BE PLACED AT KNOWN HIGH-CRASH LOCATIONS

24. Approved a motion approving additional Hotel/Motel funding to Promising Projects for Tall City Blues Fest in the amount of \$7,500 to promote tourism and the hotel industry in Midland from funds available in the Fiscal Year 2015-2016 Budget (Hotel-Motel Fund/Non Departmental); and providing that said funds are governed by the terms and conditions of the existing contract between the parties for said event. (CITY SECRETARY'S OFFICE)

help org prog r ined out not funct enc but not f llb ck. funding l st yr not good prec

l cy echo. Sp rks see willing to spend 60m on midl nd ctr proj downtown group fills he ds in beds for proj th t do support.

Council Member Love moved to approve a motion approving additional Hotel/Motel funding to Promising Projects for Tall City Blues Fest in the amount of \$7,500 to promote tourism and the hotel industry in Midland from funds available in the Fiscal Year 2015-2016 Budget (Hotel-Motel Fund/Non Departmental); and providing that said funds are governed by the terms and conditions of the existing contract between the parties for said event.; seconded by Council Member Dufford.

Love if take rain out of it still valid event. appreciative that willing to stay downtown whne all otther events left because of current disc. dis when denied 7500 inf irst plac.e Dufford not precedent settiing event. from standpoint of 7500 hotel/motel even through req. need to make up shortfall. hotchkiss concerns if comes back and asks for money septemberfest didnt' do as well but did not ask for extra hotel money back door to get money. received money. Requested 25,000 got 17,,500 had also hav ereceipts taht qualify thatshows spent more than 25,000. Dufford not first time council changed and amount based on amount rec by committee dont' thik this is precedent setting should of gotten 25,000 this year. supportive of it. Hotchkiss serve on committee and saw hard work she did not vote she is council rep inc case questions. struggled with every amount of moeny could not give everyone everything that askedd for. Very careful and concientiously received. maany that did not received amount wished to get.

The motion carried by the following vote: AYE: Love, Sparks, Morales, Dufford. NAY: Hotchkiss, Lacy. ABSTAIN: None. ABSENT: Robnett.

SECOND READINGS

26. consider an ordinance on second reading on a request by Shannan McCain for a Specific Use Permit with Term, for the sale of all alcoholic beverages, for on-premises consumption, in a restaurant on Lot 3-G, Block 6, Scotsdale Addition, Nineteenth Section, City and County of Midland, Texas. (Generally located on the south side of W. Wadley Avenue, approximately 550 feet west of N. Midland Drive.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9598

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS LOT 3-G, BLOCK 6, SCOTSDALE ADDITION, NINETEENTH SECTION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE SOUTH SIDE OF WEST WADLEY AVENUE, APPROXIMATELY 550 FEET WEST OF NORTH MIDLAND DRIVE), WHICH IS PRESENTLY ZONED LR-2, LOCAL RETAIL DISTRICT, BY PERMITTING SAID PROPERTY TO BE USED UNDER A SPECIFIC USE PERMIT WITH TERM FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A RESTAURANT FOR ON-PREMISES CONSUMPTION; MAKING SAID PERMIT SUBJECT TO CERTAIN CONDITIONS AND RESTRICTIONS CONTAINED HEREIN; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9598.

Council Member Lacy moved to approve the second and final reading of Ordinance No. 9598 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

27. Consider an ordinance on second reading on a request by Javi's Sports Bar for a Specific Use Permit with Term for the sale of all alcoholic beverages, for on-premises consumption, in a bar, on Lot 7, less the west 5 feet, and Lots 8 through 10, Block 20, Belmont Addition, City and County of Midland, Texas. (Generally located northeast of the intersection of Rankin Highway and W. Francis Avenue.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9599

AN ORDINANCE CHANGING THE ZONING USE CLASSIFICATION OF THE PROPERTY DESCRIBED AS LOT 7, LESS THE WEST FIVE FEET, AND LOTS 8, 9 AND 10, BLOCK 20, BELMONT ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF RANKIN HIGHWAY AND WEST FRANCIS AVENUE), WHICH IS PRESENTLY ZONED LR-3, LOCAL RETAIL DISTRICT, BY PERMITTING SAID PROPERTY TO BE USED UNDER A SPECIFIC USE PERMIT WITH TERM FOR THE SALE OF ALL ALCOHOLIC BEVERAGES IN A BAR FOR ON-PREMISES CONSUMPTION; MAKING SAID PERMIT SUBJECT TO CERTAIN CONDITIONS AND RESTRICTIONS CONTAINED HEREIN; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND

SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9599.

Council Member Love moved to approve the second and final reading of Ordinance No. 9599 in accordance with the Charter of the City of Midland; seconded by Council Member Sparks.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford. NAY: Lacy. ABSTAIN: None. ABSENT: Robnett.

PUBLIC HEARINGS

28. Hold a public hearing and consider an ordinance on a request by Alan Biel for a Special Exception from the Zoning Code concerning the property line setback on the East 23.00-feet of Lot 21 and all of Lot 22, Block 4, Avalon Addition, City and County of Midland, Texas. (Generally located southwest of the intersection of Humble Avenue and North "I" Street.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9601

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR THE EAST 23.00 FEET OF LOT 21 AND ALL OF LOT 22, BLOCK 4, AVALON ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED SOUTHWEST OF THE INTERSECTION OF HUMBLE AVENUE AND NORTH I STREET), BY PERMITTING A REDUCED SIDE YARD SETBACK; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); ORDERING RECORDATION BY THE CITY SECRETARY IN THE DEED RECORDS OF MIDLAND COUNTY, TEXAS; AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9601.

Development Services Director Chuck Harrington gave a brief overview of the item noting made by Alan Biel for side yard set back paltted built 1959. Comes under speciaal exceptions. Changed how side yard sset baacks are measured. Now 20 feet. at that time 10 yard. Accessory buidling set next to property line. requesting relife to repalce existing accessorry structure and replace carport with garage. Does not meet 10 foot setback and staff found no special hardhsips created and staff cannot support request. Dufford two structures there now. One accessory building and other is carport. Wants to repalce both with a gaarage and increase size. Love ccomment line of sight. Chuck one reason for setback is side street access and ability to back out, ppark and that is why have 20f oot setback. Thats were regss come from. Love from looking aat report only potential problem is coming out of alley and seeing traffic coming. Chuck in all fairness accessory building is already there blocking same area and no traffic accidents because of it that he is aware of it.

Hotchkiss looked at. Concerns for safety its iin a psoition that already has building and carport. ONe suggestion seh made was pave all the way out to alley. She pulled her car ina nd out to see how much of a pproblem. Its already functioned like this since

1959 now up in 4 car garage that goes back to alley. now all pavement no plants to safer than currently existing. Sparks entrance to garage is not from easement off street now coming from alley. chuck no entrance still from alley.

Mayor Morales opened the public hearing at 10:39 a.m.

Alan Biel 2003 Boyd Avenue they are proposing to turn an existing carport and storage building into a 3-4 car garage. Building already there and will pave all the way over currently existing grass so no line of sight issue. Sparks would you have essentially all four cars entering from alley.

There being no one else wishing to speak, the public hearing was closed at 10:41 a.m.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9601 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

29. Hold a public hearing and consider an ordinance on a request by Jatin Patel for a Zone Change from O-1, office District, in part, and 1F-1, One-Family Dwelling District, in part, to 1F-3, One-Family Dwelling District, on Block 42, City and County of Midland, Texas. (Generally located northeast of the intersection of Belmont Street and Wolcott Avenue.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9602

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING BLOCK 42, BELMONT ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED O-1, OFFICE DISTRICT, IN PART, AND 1F-1, ONE-FAMILY DWELLING DISTRICT, IN PART, TO BE USED AS A 1F-3, ONE-FAMILY DWELLING DISTRICT (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF BELMONT STREET AND WOLCOTT AVENUE); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9602.

Development Services Director Chuck Harrington gave a brief overview of the item noting proposing to dev 48 subdivision of affordable homes. mixed zoning. trying to put in one zoning category of 1f3. looking to build 55 square foot lots. in compliance with comp plan and rec approval.

Love very good glad not mobile homes or mfg housing. needed in area.

Mayor Morales opened the public hearing at 10:43 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Love moved approval of the first of two readings of Ordinance No.

9602 in accordance with the Charter of the City of Midland; seconded by Council Member Dufford.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

30. Hold a public hearing and consider an ordinance on a request by HealthSouth Rehabilitation Hospital of Midland/Odessa for a Zone Change from PD, Planned District for a Shopping Center, to O-1, Office District, on Lot 1, Block 6, Grassland Estates Addition, Section 4, City and County of Midland, Texas. (Generally located northwest of the intersection of North Loop 250 West and Andrews Highway.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9603

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOT 1, BLOCK 6, GRASSLAND ESTATES ADDITION, SECTION 4, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A SHOPPING CENTER, TO BE USED AS AN O-1, OFFICE DISTRICT (GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF NORTH LOOP 250 WEST AND ANDREWS HIGHWAY); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9603.

Development Services Director Chuck Harrington gave a brief overview of the item noting request by Health South n loop 250 and Andrews Highway proposing ot make addition to proeprty. proposed O-1 restritive and appropriate for closeness to residential land uses. The site is 20 additional beds. Currently hass 199 aprking over parked for this type of facility. reviewed and received on loj. Staff rec zone chaange to o-1 districtto allow for addition.

Mayor Morales opened the public hearing at 10:46 a.m.

Sergio Diz, 6310 SCR 1169, quality director health south. addition of 20 beds serving large nubmer in pb and need 20 extra beds have plenty of room. Love initially going for LR-2 and they agreed to O-1. Any reason why initially request LR-2. SErgio not familiar with that part east side was reason not spec reason just trying to expand.

There being no one else wishing to speak, the public hearing was closed at 10:47 a.m.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9603 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

Love iinitally had concerns this being where it is significan peice of proeprty and his concern get out of PD and osomething happeens and something tries to do O or lr2 but compliment she is confident as well. lacy dont see as naything else. Lacy had concerns from consti but expl ok.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

31. Hold a public hearing and consider an ordinance on a request by Midland Oil & Gas, Inc. for a Zone Change from PD, Planned District for a Shopping Center, with an underlying zoning of LR-1, Local Retail District, to O-1, Office District, on Lots 12, 13, and 14, Block 2, Kelview Heights Addition, City and County of Midland, Texas. (Generally located southeast of the intersection of West Wadley Avenue and North Pecos Street.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9604

AN ORDINANCE CHANGING THE ZONING CLASSIFICATION BY AMENDING CHAPTER ONE, TITLE XI, OF THE CITY CODE OF MIDLAND, TEXAS, BY PERMITTING LOTS 12, 13, AND 14, BLOCK 2, KELVIEW HEIGHTS ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS, WHICH IS PRESENTLY ZONED PD, PLANNED DISTRICT FOR A SHOPPING CENTER, TO BE USED AS AN O-1, OFFICE DISTRICT (GENERALLY LOCATED SOUTHEAST OF THE INTERSECTION OF WEST WADLEY AVENUE AND NORTH PECOS STREET); CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9604.

Development Services Director Chuck Harrington gave a brief overview of the item noting construct office building at this site. property pd for shopping center. msot of intense activities on north side of wadley and residential behind. office building perfect neighbor for residential. orig underlying lr-1 applicant no intent use for anything other than o-1 that is what they propose go in. Staff reviewed comfortable going with O-1 nice addition to area. staf rec approval in compliance with comp plan no loj. Lacy one or two. chuck one story.

Love same concerned look at map everything there PD assumign reasoon why this is importnat corridor of Midland and try to make sure aesthetics appropriate. Dont have problem just dont' want amichaels to occur dont' think it iwll but have landscaping ord so shouldn't occur in this area.

Hotchkiss in her district think it loks nice finish block.

Mayor Morales opened the public hearing at 10:52 a.m.

Andrew Mellen maverick eng 1909 w wall, office center for oil company can ensure site will conform to landscaping ord. site plan hhas been seen by staff. Intelligent epopel know how ot looka t site to ensure can conform. Switching from PD to zonign is dont' have to come back up if want to install fence post light. small site.

There being no one else wishing to speak, the public hearing was closed at 10:53 a.m.

Council Member Love moved approval of the first of two readings of Ordinance No. 9604 in accordance with the Charter of the City of Midland; seconded by Council

Member Sparks.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

32. Hold a public hearing and consider a resolution on a request by Corbette Padilla for a Temporary Land Use for an Outdoor Amusement Event Permit for an on Lots 7, 8, and 9, Block 183, Southern Addition, City and County of Midland, Texas. (Generally located northeast of South Big Spring Street and West Dakota Avenue) (DEVELOPMENT SERVICES)

RESOLUTION NO. 2016 - 298

RESOLUTION AUTHORIZING THE TEMPORARY USE OF LAND FOR AN OUTDOOR AMUSEMENT EVENT ON LOTS 7, 8, AND 9, BLOCK 183, SOUTHERN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF SOUTH BIG SPRING STREET AND WEST DAKOTA AVENUE); AND MAKING SAID PERMIT SUBJECT TO CERTAIN SPECIAL CONDITIONS AND RESTRICTIONS CONTAINED HEREIN

Development Services Director Chuck Harrington gave a brief overview of the item noting temporary land use for outdoor event. Cycle of year for oil shows couple on agenda. The proposed location at steak 42 site south of Rankin. hours from 5-12. live music on premise sales and consume 2 restrooms one security and utility at all times. staff rec approval. Lacy anytime have alcohol served min of two officers requires. Lacy amend to require 2.

Mayor Morales opened the public hearing at 10:56 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Lacy moved to adopt Resolution No. 2016 - 298 with amendment to change from one security officer to two; seconded by Council Member Love.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

33. Hold a public hearing and consider an ordinance on a request by Uriol Caballero for a Special Exception to the Zoning Code concerning front yard setback standards on the north 157-ft. of Tract 5, Parker Acres, City and County of Midland, Texas. (Generally located on the west side of Todd Drive, approximately 785-feet south of East Golf Course Road.) (DEVELOPMENT SERVICES)

ORDINANCE NO. 9605

AN ORDINANCE GRANTING A SPECIAL EXCEPTION FOR THE NORTH 157 FEET OF TRACT 5, PARKER ACRES, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED ON THE WEST SIDE OF TODD DRIVE, APPROXIMATELY 785 FEET SOUTH OF EAST GOLF COURSE ROAD), BY PERMITTING A REDUCED FRONT YARD SETBACK; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO THOUSAND DOLLARS (\$2,000.00); ORDERING RECORDATION BY THE CITY SECRETARY IN THE DEED RECORDS OF MIDLAND COUNTY, TEXAS; AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9605.

Development Services Director Chuck Harrington gave a brief overview of the item noting construct new porch for home located on property. Property zoned AE 40 yard front yard set back. currently has porch that encroaches in to required front yet set back new porch 16 x 30 current 10 x 20 new porch setback to 24 feet. found no hardships that would justify can look at repairing what is there. no lot however did receive a phone call was state of property. applicant hasn't been upkeeping property. Hotchkiss if widen road will there be a problem? Chuck would have to look at to see where. Love if this is granted 24 foot setback from current property line. Love need to know what row is stuck with it. Lacy seems like applicant has already built it. Jose will check.

Council Member Love moved to defer; seconded by Council Member Dufford.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

Jose looking at row no conflicts for future row needs.

Mayor Morales opened the public hearing at 11:12 a.m. There being no one present wishing to speak, the public hearing was immediately closed.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9605 in accordance with the Charter of the City of Midland; seconded by Council Member Love.

Love don't mind not all out there yet but has problem due to lack of upkeep.

Hotchkiss been rather contentious area

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

34. Hold a public hearing and consider a resolution on a request by MODE Communications for approval of a Temporary Land Use Permit for a Festival on a 15,185.5 square foot portion of Block 64, Original Town Addition, City and County of Midland, Texas. (Generally located northeast of the intersection of Big Spring Street and West Missouri Avenue.) (DEVELOPMENT SERVICES)

RESOLUTION NO. 2016 - 299

RESOLUTION AUTHORIZING THE TEMPORARY USE OF LAND FOR A FESTIVAL ON A 15,185.5-SQUARE FOOT PORTION OF BLOCK 64, ORIGINAL TOWN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF BIG SPRING STREET AND WEST MISSOURI AVENUE); AND MAKING SAID PERMIT SUBJECT TO CERTAIN SPECIAL CONDITIONS AND RESTRICTIONS CONTAINED HEREIN

Development Services Director Chuck Harrington gave a brief overview of the item noting application and following one is mode communications requesting tlu for october

fest. one day event thrus oct 6 6-10 p.m. food and beer stations live polka music. at b of a plaza min of 8 restroomss 2 security guards no loj. staff supports request.

Mayor Morales opened the public hearing at 11:02 a.m.

Elizabeth Mcclellen mod ecomm avil to answer questions.

There being no one else wishing to speak, the public hearing was closed at 11:03 a.m.

Love, great downtown event great tarfic generators. Last week tactical urban food truck never seent aht many adults walking streets of downtown thinkt his is same exicted for project.

Council Member Lacy moved to adopt Resolution No. 2016 - 299; seconded by Council Member Dufford.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

35. Hold a public hearing and consider a resolution on a request by MODE Communications for approval of a Temporary Land Use Permit for an Ice Skating Rink on a 15,185.5 square foot portion of Block 64, Original Town Addition, City and County of Midland, Texas. (Generally located northeast of the intersection of Big Spring Street and West Missouri Avenue.) (DEVELOPMENT SERVICES)

RESOLUTION NO. 2016 - 300

RESOLUTION AUTHORIZING THE TEMPORARY USE OF LAND FOR AN ICE SKATING RINK ON A 15,185.5-SQUARE FOOT PORTION OF BLOCK 64, ORIGINAL TOWN ADDITION, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED NORTHEAST OF THE INTERSECTION OF BIG SPRING STREET AND WEST MISSOURI AVENUE); AND MAKING SAID PERMIT SUBJECT TO CERTAIN SPECIAL CONDITIONS AND RESTRICTIONS CONTAINED HEREIN

Development Services Director Chuck Harrington gave a brief overview of the item noting second app mode comm tlup to palce ice skating rink in b of a plaza during second annual very merry christmas. total of 3 weeks 2-sun 2-9 p.m. no alco bev sales proposed 4 estrooms and one security. staff eendorses request. Mayor do they use sepcial vehicle to get equipment on building. mountable curb there.

Mayor Morales opened the public hearing at 11:06 a.m.

Elizabeth mcclellan 908 W. Wall, available for questions. Sparks what synthtic ice rink. Elizabeth ice skaters uuse portable rinks its fake ice that has material lubricates blades to make sure on real ice. big pieces connect to gether. window displays live maniquin expand and bring more people downtown. free event ice skating \$5 for 30 min. Hotchkiss if skate she will brring camera.

There being no one else wishing to speak, the public hearing was closed at 11:07 a.m.

Council Member Love moved to adopt Resolution No. 2016 - 300; seconded by Council Member Lacy.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

36. Hold a public hearing and consider a resolution on a request by Steve Acinena and the University of Texas of the Permian Basin (UTPB) Athletics for an Outdoor Amusement Event on Lot 4, Block 5, Westridge Park Addition, Section 6, City and County of Midland, Texas. (Generally located northwest of the intersection of North Loop 250 West and Champions Drive.) (DEVELOPMENT SERVICES)

RESOLUTION NO. 2016 - 301

RESOLUTION AUTHORIZING THE TEMPORARY USE OF LAND FOR AN OUTDOOR AMUSEMENT EVENT ON LOT 4, BLOCK 5, WESTRIDGE PARK ADDITION, SECTION 6, CITY AND COUNTY OF MIDLAND, TEXAS (GENERALLY LOCATED NORTHWEST OF THE INTERSECTION OF NORTH LOOP 250 WEST AND CHAMPIONS DRIVE); AND MAKING SAID PERMIT SUBJECT TO CERTAIN SPECIAL CONDITIONS AND RESTRICTIONS CONTAINED HEREIN

Development Services Director Chuck Harrington gave a brief overview of the item noting hold a game ehre from stadium on Oct 2 hjappy to have here at grande tailgating event conducted 9 a.m. to 10 p.m. restrooms available at grande stadium.

Love any way doing administratively because dont' see that often want to tail gate. can that be taken admin. John one thing is pass reso blanket in nature if event fits certain criteria staff auth to administer.

Mayor Morales opened the public hearing at 11:10 a.m.

Steve Acimena????, acinena, 1805 Ward St, ?? 11:10 had four games and tornado amusing hoepfully weather good. tailgating very successful hudnreds of people significant portion of west lot. concernf rom 5-6 in southern section.

There being no one else wishing to speak, the public hearing was closed at 11:11 a.m.

Council Member Love moved to adopt Resolution No. 2016 - 301; seconded by Council Member Lacy.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

MISCELLANEOUS

37. Consider an ordinance regulating the direction of vehicular traffic on certain portions of Illinois Avenue; authorizing and directing the Traffic Engineer to install appropriate signs and markings; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication. (ENGINEERING SERVICES)

ORDINANCE NO. 9606

AN ORDINANCE REGULATING THE DIRECTION OF VEHICULAR TRAFFIC ON ILLINOIS AVENUE, BETWEEN MAIN STREET AND BAIRD STREET, AS TWO-WAY

TRAFFIC; AUTHORIZING AND DIRECTING THE TRAFFIC ENGINEER TO ERECT APPROPRIATE SIGNS; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO HUNDRED DOLLARS (\$200.00); AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No.

Miek Pacelle gave a brief overview of the item noting 11:14 wehn muni crt came in between Baird and TX staff discussed going ahead and changing transition point from one way to two way back lock west to Main without missing piece of Baird. In order to do that need to modify traffic signal involves tearing up street want to involve in project. looking for funding opportunities. now court finished with construction want to change one block of Illinois of signaling and pavement marking. get illinois changes and as funding avail change block of TX for traffic signal. event see another item for TX just one block for illinois. Love key to funding is that light. Mike need to add traf signal pole under ground conduit tearing up street ada buildouts. makes sense to do all together as one project. NOT something able to do now. Love at Main and TX ? yes coordinate with new Midland center ensure pedestrian and street traffic flows. Miek already had concept of bulb outs and striping coord with midland center.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9606 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

38. Consider an ordinance establishing temporary construction speed zones at various locations in the City of Midland, Texas; authorizing and directing the Traffic Engineer to install appropriate signs and markings; containing a cumulative clause; containing a savings and severability clause; providing for a maximum penalty or fine of two hundred dollars (\$200.00); and ordering publication. (ENGINEERING SERVICES)

ORDINANCE NO. 9607

AN ORDINANCE ESTABLISHING TEMPORARY REGULATORY CONSTRUCTION SPEED LIMITS, AS DESIGNATED BY THE CITY TRAFFIC ENGINEER, DURING PERIODS OF CONSTRUCTION; SAID TEMPORARY REGULATORY CONSTRUCTION SPEED LIMITS BEING NO LOWER THAN 25 MILES PER HOUR AND HAVING DURATIONS OF NO MORE THAN 21 DAYS; AUTHORIZING THE INSTALLATION OF APPROPRIATE SIGNS AND MARKINGS; CONTAINING A CUMULATIVE CLAUSE; CONTAINING A SAVINGS AND SEVERABILITY CLAUSE; PROVIDING FOR A MAXIMUM PENALTY OR FINE OF TWO HUNDRED DOLLARS (\$200.00), EXCEPT THAT THE MAXIMUM PENALTY OR FINE SHALL BE FOUR HUNDRED DOLLARS (\$400.00) IF AN OFFENSE OCCURS IN A CONSTRUCTION OR MAINTENANCE WORK ZONE WHEN WORKERS ARE PRESENT; AND ORDERING PUBLICATION

Deputy City Secretary SueAnn Lopez read the caption of Ordinance No. 9607.

Mike Pacelli when currently changed speed limit than standard understate law have to do ord with Council. The way things work don't have ability to put in regulatory street limit in work zone if short duration don't have time to bring ord through normal process. came up with this proposal to create ord to grant auth to traffic eng to insti reg speed limit properly signed for no more than 21 days speed not less than 25 mph and spec speed and length determined based on work occurring. Transportation supports. initiated because group about utility group and traffic control set up within hour of break in interest of public safety reducing speed is appropriate in some work zones.

Mayor temp jspeed limit signs go up? Mike reg speed is one that is black on white sign. Can provide advisory or which is black on orange. black on white enforceable by police. If shifting important to reduce speed then post the black and white speed limit sign as come into work zone and have other signing goes along with it.

Love black and orange not enf by police in City or state wide? Mike nationally orange or yellow is warning or advisory not enforceable as stand on own can site for speed unsafe for conditions and refer to advisory sign in factor in making judgement in speed unsafe for conditions.

Council Member Lacy moved approval of the first of two readings of Ordinance No. 9607 in accordance with the Charter of the City of Midland; seconded by Council Member Hotchkiss.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

39. Approved a resolution authorizing the execution of a third amendment to the Master Development Agreement between the City of Midland, the Midland Development Corporation, and HSR Realty No. 1 Development, LLC. (CITY MANAGER'S OFFICE)

RESOLUTION NO. 2016 - 302

RESOLUTION AUTHORIZING THE EXECUTION OF A THIRD AMENDMENT TO THE MASTER DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MIDLAND, THE MIDLAND DEVELOPMENT CORPORATION, AND HSR REALTY NO. 1 DEVELOPMENT, LLC

Council Member Love moved to adopt Resolution No. 2016 - 302; seconded by Council Member Sparks.

Courtney asking for ext to master development agreement deadline sept 30 req move to jan 31 for construction drawings done at 50% and proof of financing deadline additional deadline. jan 31.

Mayor when do have some drawings submitted. courtney yes.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

40. Approved a motion making appointments to various boards and commissions.

Council Member Lacy moved to reappoint Vicky Burk another term Ferrel Davis

repalce Echol, Scooter Brown repalce Greg Baiano on Airport Board; seconded by Council Member Love.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

Lacy Airport reappoint Vicky Burk another term Ferrel Davis repalce Echol, Scooter Brown repalce Greg Baiano

Council Member Lacy moved to reappoint Wesley Bownds and Gary Douglas to MDC; seconded by Council Member Love.

The motion carried by the following vote: AYE: Hotchkiss, Love, Sparks, Morales, Dufford, Lacy. NAY: None. ABSTAIN: None. ABSENT: Robnett.

PUBLIC COMMENT

41. Receive public comments where individuals may address the City Council on City related issues and projects not on the present agenda. Any deliberation of or decision by the City Council regarding the item being discussed shall be limited to a motion to place the item on the agenda for a subsequent meeting.(Please limit comments to three minutes or less.)

none.

Adjourn 11:28 a.m.

All of the business at hand having been completed, the meeting adjourned at ____ p.m.

PASSED AND APPROVED the __ day of _____, 2016.

Jerry F. Morales, Mayor

ATTEST:

Amy M. Turner, City Secretary